IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

FIREMAN'S FUND INSURANCE COMPANY,

as subrogee of Pasquale Pantone and Kathleen

May Neal :

Plaintiff,

JURY TRIAL DEMANDED

CASE NUMBER: 07-ev-8846

COUNTY CENTER ROOFING CO., INC.

v.

NOTICE OF VOLUNTARY DISMISSAL OF ALL CLAIMS AGAINST DEFENDANT COUNTY CENTER ROOFING COMPANY, INC.

Pursuant to F.R.C.P. 41(a)(1), Plaintiff, Fireman's Fund Insurance Company, herein stipulates that all claims against defendant, County Center Roofing Co., Inc., are dismissed without prejudice. Defendant has not served an Answer to plaintiff's Complaint or a Motion for Summary Judgment.

COZEN O'CONNOR

Bv:

Robert W. Phelan, Esq. (RP-3825)

45 Broadway, Suite 1600

New York NY 10006

212-908-1274

Dated: December $\frac{17}{}$, 2007

CERTIFICATE OF SERVICE

I, Robert W. Phelan, served true and correct copies of plaintiff's Notice of Dismissal of All Claims Against County Center Roofing Company, Inc. on the following party by first class mail on December 17, 2007:

County Center Roofing Company, Inc. 137 Saw Mill River Drive Elmsford, New York 10523

COZEN O'CONNOR

BY:

Robert W. Phelan, Esq. 45 Broadway, 16th Floor New York, New York 10006

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